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MEETINGS TO DATE 23  
NO. OF REGULARS 14  
NO. OF SPECIALS 9

LANCASTER, NEW YORK  
August 7, 1989

A joint meeting of the Town Board and the Planning Board of the Town of Lancaster, New York, was held at the Lancaster Town Hall, 21 Central Avenue, Lancaster, New York on the 7th day of August, 1989, at 6:45 P.M. and there were

PRESENT: STANLEY JAY KEYSA, SUPERVISOR  
RONALD A. CZAPLA, COUNCILMAN  
ROBERT H. GIZA, COUNCILMAN  
DONALD E. KWAK, COUNCILMAN  
JOHN T. MILLER, COUNCILMAN  
DONNA G. STEMPNIAK, PLANNING BOARD CHAIRMAN  
JOHN P. GOBER, PLANNING BOARD MEMBER  
GEORGE E. O'NEIL, PLANNING BOARD MEMBER  
MELVIN H. SZYMANSKI, PLANNING BOARD MEMBER  
MILDRED WHITTAKER, PLANNING BOARD MEMBER

ABSENT: ANTHONY FRANJOINE, PLANNING BOARD MEMBER  
JOHNSTON N. REID, JR., PLANNING BOARD MEMBER

ALSO PRESENT: ROBERT P. THILL, TOWN CLERK  
NICHOLAS LO CICERO, DEP. TOWN ATTORNEY  
ROBERT L. LANEY, BUILDING INSPECTOR

PURPOSE OF MEETING:

This joint meeting of the Town Board and Planning Board of the Town of Lancaster was held for the purpose of acting as a Municipal Review Committee for a State Environmental Quality Review of five actions.

IN THE MATTER OF THE SEQR REVIEW OF THE PROPOSED  
SITE PLAN APPROVAL OF "TOWN SQUARE" TOWNHOUSE DEVELOPMENT

The joint boards proceeded with the short Environmental Assessment Form on the Townhouse Development matter with an item for item review and discussion of the project impact and magnitude as outlined on the Short Environmental Assessment Form, entitled "Part II Environmental Assessment", which was provided to each member.

THE FOLLOWING RESOLUTION WAS OFFERED  
BY PLANNING BOARD MEMBER STEMPNIAK  
WHO MOVED ITS ADOPTION, SECONDED BY  
COUNCILMAN KWAK, TO WIT:

RESOLVED, that the following Negative Declaration be adopted.

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**NOTICE OF DETERMINATION:  
PROPOSED SITE PLAN FOR "TOWN SQUARE" TOWNHOUSE DEVELOPMENT  
NEGATIVE DECLARATION**

PLEASE TAKE NOTICE, that the Town of Lancaster, acting as the designated lead agency under the State Environmental Quality Review Act, has reviewed the following described proposed action, which is an unlisted action, through its designated Municipal Review Committee, and that committee having found no significant environmental impact, the lead agency, now issues a Negative Declaration for the purposes of Article 8 of the Environmental Conservation Law.

**NAME AND ADDRESS OF LEAD AGENCY**

Town of Lancaster  
21 Central Avenue  
Lancaster, New York 14086  
Nicholas LoCicero, Deputy Town Attorney  
716-684-3342

**NATURE, EXTENT AND LOCATION OF ACTION:**

The proposed development is of a parcel involving approximately 4.5 acres.

The location of the premises being reviewed is on the south side of Broadway east of Bowen Road.

**REASONS SUPPORTING DETERMINATION**

The lead agency, the Town of Lancaster, through the review of the Municipal Review Committee, which is made up of at least four (4) members of the Town Board of the Town of Lancaster together with at least three (3) members of the Planning Board of the Town of Lancaster, has found, in their item for item completion of the Short Environmental Assessment Form on this proposed action as follows:

- A. The action does not exceed any type 1 threshold in 6 NYCRR, Part 617.12.
- B. The action will receive coordinated review as provided for unlisted actions in 6 NYCRR, Part 617.6.
- C. The proposed action will not result in any adverse effects associated with the following: (except as noted)
  - C.1. Existing air quality, surface or groundwater quality or quantity, noise levels, existing traffic patterns, solid waste production or disposal, potential for erosion, drainage or flooding problems.

No adverse effects noted/Be it noted that

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1. There will be no construction in flood plain.
2. Action may require a permit from the County of Erie to drain into Como Park.
3. A Detention basin, although shown on plan, is not recommended.

- C. 2. Aesthetic, agricultural, archaeological, historic, or other natural or cultural resources; or community or neighborhood character.

No adverse effects noted

- C. 3. Vegetation or fauna, fish, shellfish or wildlife species, significant habitats, or threatened or endangered species.

No adverse effects noted

- C. 4. A community's existing plans or goals as officially adopted, or a change in use or intensity of use of land or other natural resources.

No adverse effects noted

- C. 5. Growth, subsequent development, or related activities likely to be induced by the proposed action.

No adverse effects noted

- C. 6. Long term, short term, cumulative, or other effects not identified in C1-C5.

No adverse effects noted

- C. 7. Other impacts (including changes in use of either quantity or type of energy.

No adverse effects noted/Be it noted that street names need to be cleared by the Chief of Police for possible similiarity to existing street names in dispatch area.

- D. There is not, nor is there likely to be, controversery related to potential adverse environmental impacts.

s/s \_\_\_\_\_  
Stanley Jay Keysa, Supervisor

Town of Lancaster

August 7, 1989

32X

and,

BE IT FURTHER

RESOLVED, that the Town Attorney's Office prepare and file a "Negative Declaration" Notice of Determination of Non-Significance in this matter with the petitioner and with all required New York State and Erie County agencies, filing a copy of the letter of transmittal and "Negative Declaration" with the Town Clerk.

The question of the adoption of the foregoing Notice of Determination was duly put to a vote on roll call which resulted as follows:

SUPERVISOR KEYSA	VOTES YES
COUNCILMAN GIZA	VOTED YES
COUNCILMAN CZAPLA	VOTED YES
COUNCILMAN KWAK	VOTED YES
COUNCILMAN MILLER	VOTED YES
PLANNING BOARD CHAIR. STEMPIAK	VOTED YES
PLANNING BOARD MEMBER FRANJOINE	WAS ABSENT
PLANNING BOARD MEMBER GOBER	VOTED YES
PLANNING BOARD MEMBER O'NEIL	VOTED YES
PLANNING BOARD MEMBER REID	WAS ABSENT
PLANNING BOARD MEMBER SZYMANSKI	VOTED YES
PLANNING BOARD MEMBER WHITTAKER	VOTED YES

The Notice of Determination was thereupon unanimously adopted.

August 7, 1989

IN THE MATTER OF THE SEQR REVIEW OF THE PROPOSED  
LAKE FOREST SUBDIVISION

The joint boards proceeded with the short Environmental Assessment Form on the Lake Forest Subdivision matter with an item for item review and discussion of the project impact and magnitude as outlined on the Short Environmental Assessment Form, entitled "Part II Environmental Assessment", which was provided to each member.

THE FOLLOWING RESOLUTION WAS OFFERED  
BY PLANNING BOARD MEMBER STEMPIAK  
WHO MOVED ITS ADOPTION, SECONDED BY  
COUNCILMAN KWAK, TO WIT:

RESOLVED, that the following Negative Declaration be adopted:

NOTICE OF DETERMINATION  
PROPOSED LAKE FOREST SUBDIVISION  
NEGATIVE DECLARATION

PLEASE TAKE NOTICE, that the Town of Lancaster, acting as the designated lead agency under the State Environmental Quality Review Act, has reviewed the following described proposed action, which is an unlisted

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action, through its designated Municipal Review Committee, and that committee having found no significant environmental impact, the lead agency, now issues a Negative Declaration for the purposes of Article 8 of the Environmental Conservation Law.

**NAME AND ADDRESS OF LEAD AGENCY**

Town of Lancaster  
21 Central Avenue  
Lancaster, New York 14086  
Nicholas LoCicero, Deputy Town Attorney  
716-684-3342

**NATURE, EXTENT AND LOCATION OF ACTION:**

The proposed subdivision is of a parcel involving approximately 20 acres.

The location of the premises being reviewed is on the south end of Lake Avenue - west side.

**REASONS SUPPORTING DETERMINATION**

The lead agency, the Town of Lancaster, through the review of the Municipal Review Committee, which is made up of at least four (4) members of the Town Board of the Town of Lancaster together with at least three (3) members of the Planning Board of the Town of Lancaster, has found, in their item for item completion of the Short Environmental Assessment Form on this proposed action as follows:

- A. The action does not exceed any type 1 threshold in 6 NYCRR, Part 617.12.
- B. The action will receive coordinated review as provided for unlisted actions in 6 NYCRR, Part 617.6.
- C. The proposed action will not result in any adverse effects associated with the following: (except as noted)

C.1.Existing air quality, surface or groundwater quality or quantity noise levels, existing traffic patterns, solid waste production or disposal, potential for erosion, drainage or flooding problems.

No adverse effects noted/Be it noted that a detention area is required. There also is a need to intercept an existing swale at the south end of Winding Way.

C.2.Aesthetic, agricultural, archaeological, historic, or other natural or cultural resources; or community or neighborhood character.

No adverse effects noted

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C.3. Vegetation or fauna, fish, shellfish or wildlife species, significant habitats, or threatened or endangered species.

No adverse effects noted

C.4. A community's existing plans or goals as officially adopted, or a change in use or intensity of use of land or other natural resources.

No adverse effects noted

C.5. Growth, subsequent development, or related activities likely to be induced by the proposed action.

No adverse effects noted

C.6. Long term, short term, cumulative, or other effects not identified in C1-C5.

No adverse effects noted

C.7. Other impacts (including changes in use of either quantity or type of energy.

No adverse effects noted/Be it noted that street names need to be cleared by the Chief of Police for possible similiarity to existing street names in dispatch area. Also stub street to the south is needed and planned.

D. There is not, nor is there likely to be, controversery related to potential adverse environmental impacts.

s/s \_\_\_\_\_  
Stanley Jay Keysa, Supervisor  
Town of Lancaster

August 7, 1989

and,

BE IT FURTHER

RESOLVED, that the Town Attorney's Office prepare and file a "Negative Declaration" Notice of Determination of Non-Significance in this matter with the petitioner and with all required New York State and Erie County agencies, filing a copy of the letter of transmittal and "Negative Declaration" with the Town Clerk.

The question of the adoption of the foregoing Notice of Determination was duly put to a vote on roll call which resulted as follows:

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SUPERVISOR KEYSA	VOTES YES
COUNCILMAN GIZA	VOTED YES
COUNCILMAN CZAPLA	VOTED YES
COUNCILMAN KWAK	VOTED YES
COUNCILMAN MILLER	VOTED YES
PLANNING BOARD CHAIR. STEMPNIAK	VOTED YES
PLANNING BOARD MEMBER FRANJOINE	WAS ABSENT
PLANNING BOARD MEMBER GOBER	VOTED YES
PLANNING BOARD MEMBER O'NEIL	VOTED YES
PLANNING BOARD MEMBER REID	WAS ABSENT
PLANNING BOARD MEMBER SZYMANSKI	VOTED YES
PLANNING BOARD MEMBER WHITTAKER	VOTED YES

The Notice of Determination was thereupon unanimously adopted.

August 7, 1989

**IN THE MATTER OF THE SEQR REVIEW OF THE PROPOSED  
WILLOWRIDGE SUBDIVISION**

The joint boards proceeded with the short Environmental Assessment Form on the Willowridge Subdivision matter with an item for item review and discussion of the project impact and magnitude as outlined on the Short Environmental Assessment Form, entitled "Part II Environmental Assessment", which was provided to each member.

THE FOLLOWING RESOLUTION WAS OFFERED  
BY PLANNING BOARD MEMBER STEMPNIAK  
WHO MOVED ITS ADOPTION, SECONDED BY  
COUNCILMAN KWAK, TO WIT:

RESOLVED, that the following Negative Declaration be adopted:

**NOTICE OF DETERMINATION  
PROPOSED WILLOWRIDGE SUBDIVISION  
NEGATIVE DECLARATION**

PLEASE TAKE NOTICE, that the Town of Lancaster, acting as the designated lead agency under the State Environmental Quality Review Act, has reviewed the following described proposed action, which is an unlisted action, through its designated Municipal Review Committee, and that committee having found no significant environmental impact, the lead agency, now issues a Negative Declaration for the purposes of Article 8 of the Environmental Conservation Law.

**NAME AND ADDRESS OF LEAD AGENCY**

Town of Lancaster  
21 Central Avenue  
Lancaster, New York 14086  
Nicholas LoCicero, Deputy Town Attorney  
716-684-3342

25 X

32 X



**NATURE, EXTENT AND LOCATION OF ACTION:**

The proposed Subdivision is of a parcel involving approximately 15.7 acres.

The location of the premises being reviewed is on the west side of Aurora Street, south of William Street.

**REASONS SUPPORTING DETERMINATION**

The lead agency, the Town of Lancaster, through the review of the Municipal Review Committee, which is made up of at least four (4) members of the Town Board of the Town of Lancaster together with at least three (3) members of the Planning Board of the Town of Lancaster, has found, in their item for item completion of the Short Environmental Assessment Form on this proposed action as follows:

- A. The action does not exceed any type 1 threshold in 6 NYCRR, Part 617.12.
- B. The action will receive coordinated review as provided for unlisted actions in 6 NYCRR, Part 617.6.
- C. The proposed action will not result in any adverse effect associated with the following: (except as note)
  - C. 1. Existing air quality, surface or groundwater quality or quantity, noise levels, existing traffic patterns, solid waste production or disposal, potential for erosion, drainage or flooding problems.

**No adverse effects noted/Be it noted that**

- 1. A detention basin is required.
- 2. Need to review impact on adjacent parcels.

- C. 2. Aesthetic, agricultural, archaeological, historic, or other natural or cultural resources; or community or neighborhood character.

**No adverse effects noted**

- C. 3. Vegetation or fauna, fish, shellfish or wildlife species, significant habitats, or threatened or endangered species.

**No adverse effects noted**

- C. 4. A community's existing plans or goals as officially adopted, or a change in use or intensity of use of land or other natural resources.

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No adverse effects noted

- C. 5. Growth, subsequent development, or related activities likely to be induced by the proposed action.

No adverse effects noted

- C. 6. Long term, short term, cumulative, or other effects not identified in C1-C5.

No adverse effects noted

- C. 7. Other impacts (including changes in use of either quantity or type of energy).

No adverse effects noted/Be it noted that

1. Stub street to west paved, 28 foot width.
2. Property lines should be shown to crossing right of way.
3. Detention basin to be dedicated to the Town of Lancaster.
4. Street names necessary.

- D. There is not, nor is there likely to be , controversery related to potential adverse environmental impacts. (See concerns noted above)

s/s \_\_\_\_\_  
Stanley Jay Keysa, Supervisor  
Town of Lancaster

August 7, 1989

and,

BE IT FURTHER

RESOLVED, that the Town Attorney's Office prepare and file a "Negative Declaration" Notice of Determination of Non-Significance in this matter with the petitioner and with all required New York State and Erie County agencies, filing a copy of the letter of transmittal and "Negative Declaration" with the Town Clerk.

The question of the adoption of the foregoing Notice of Determination was duly put to a vote on roll call which resulted as follows:

SUPERVISOR KEYSA	VOTES YES
COUNCILMAN GIZA	VOTED YES
COUNCILMAN CZAPLA	VOTED YES
COUNCILMAN KWAK	VOTED YES

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COUNCILMAN MILLER	VOTED YES
PLANNING BOARD CHAIR. STEMPIAK	VOTED YES
PLANNING BOARD MEMBER FRANJOINE	WAS ABSENT
PLANNING BOARD MEMBER GOBER	VOTED YES
PLANNING BOARD MEMBER O'NEIL	VOTED YES
PLANNING BOARD MEMBER REID	WAS ABSENT
PLANNING BOARD MEMBER SZYMANSKI	VOTED YES
PLANNING BOARD MEMBER WHITTAKER	VOTED YES

The Notice of Determination was thereupon unanimously adopted.

August 7, 1989

**IN THE MATTER OF THE SEQR REVIEW OF THE PROPOSED  
DEER CROSS SUBDIVISION**

The joint boards proceeded with the short Environmental Assessment Form on the Deer Cross Subdivision matter with an item for item review and discussion of the project impact and magnitude as outlined on the Short Environmental Assessment Form, entitled "Part II Environmental Assessment", which was provided to each member.

THE FOLLOWING RESOLUTION WAS OFFERED  
BY PLANNING BOARD MEMBER STEMPIAK  
WHO MOVED ITS ADOPTION, SECONDED BY  
COUNCILMAN MILLER, TO WIT:

RESOLVED, that the following Negative Declaration be adopted:

**NOTICE OF DETERMINATION  
PROPOSED DEER CROSSING SUBDIVISION  
NEGATIVE DECLARATION**

PLEASE TAKE NOTICE, that the Town of Lancaster, acting as the designated lead agency under the State Environmental Quality Review Act, has reviewed the following described proposed action, which is an unlisted action, through its designated Municipal Review Committee, and that committee having found no significant environmental impact, the lead agency, now issues a Negative Declaration for the purposes of Article 8 of the Environmental Conservation Law.

**NAME AND ADDRESS OF LEAD AGENCY**

Town of Lancaster  
21 Central Avenue  
Lancaster, New York 14086  
Nicholas LoCicero, Deputy Town Attorney  
716-684-3342

**NATURE, EXTENT AND LOCATION OF ACTION:**

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The proposed Subdivision is of a parcel involving approximately 20.5 acres.

The location of the premises being reviewed is on the north side of William Street, west of Penora Street.

**REASONS SUPPORTING DETERMINATION**

The lead agency, the Town of Lancaster, through the review of the Municipal Review Committee, which is made up of at least four (4) members of the Town Board of the Town of Lancaster together with at least three (3) members of the Planning Board of the Town of Lancaster, has found, in their item for item completion of the Short Environmental Assessment Form on this proposed action as follows:

- A. The action does not exceed any type 1 threshold in 6 NYCRR, Part 617.12.
- B. The action will receive coordinated review as provided for unlisted actions in 6 NYCRR, Part 617.6.
- C. The proposed action will not result in any adverse effects associated with the following: (except as noted)
  - C. 1. Existing air quality, surface or groundwater quality or quantity, noise levels, existing traffic patterns, solid waste production or disposal, potential for erosion, drainage or flooding problems.

**No adverse effects noted/Be it noted that**

- 1. A detention basin is required.

- C. 2. Aesthetic, agricultural, archaeological, historic, or other natural or cultural resources; or community or neighborhood character.

**No adverse effects noted**

- C. 3. Vegetation or fauna, fish, shellfish or wildlife species, significant habitats, or threatened or endangered species.

**No adverse effects noted**

- C. 4. A community's existing plans or goals as officially adopted, or a change in use or intensity of use of land or other natural resources.

**No adverse effects noted**

- C. 5. Growth, subsequent development, or related activities likely to be induced by the proposed action.

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be induced by the proposed action.

No adverse effect noted

- C. 6. Long term, short term, cumulative, or other effects not identified in C1-C5

No adverse effects noted

- C. 7. Other impacts (including changes in use of either quantity or type of energy).

No adverse effects noted/Be it noted that

1. Street names need to be cleared by the Chief of Police for possible similiarity to existing street names in dispatch area.
2. Lot lines need better monumentation.
3. North line of subdivision to be developed in accordance to plan to be developed in accordance to plan to reconstruct Transit Blvd. as a divided Parkway including curbs, sidewalks, paving on the south side of Transit Blvd.

- D. There is not, nor is there likely to be, controversery related to potential adverse environmental impacts.

s/s \_\_\_\_\_  
Stanley Jay Keysa, Supervisor  
Town of Lancaster

August 7, 1989  
and,

BE IT FURTHER

RESOLVED, that the Town Attorney's Office prepare and file a "Negative Declaration" Notice of Determination of Non-Significance in this matter with the petitioner and with all required New York State and Erie County agencies, filing a copy of the letter of transmittal and "Negative Declaration" with the Town Clerk.

The question of the adoption of the foregoing Notice of determination was duly put to a vote on roll call which resulted as follows:

SUPERVISOR KEYSA	VOTES YES
COUNCILMAN GIZA	VOTED YES
COUNCILMAN CZAPLA	VOTED YES
COUNCILMAN KWAK	VOTED YES
COUNCILMAN MILLER	VOTED YES
PLANNING BOARD CHAIR. STEMPNIAK	VOTED YES
PLANNING BOARD MEMBER FRANJOINE	WAS ABSENT

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PLANNING BOARD MEMBER GOBER VOTED YES  
PLANNING BOARD MEMBER O'NEIL VOTED YES  
PLANNING BOARD MEMBER REID WAS ABSENT  
PLANNING BOARD MEMBER SZYMANSKI VOTED YES  
PLANNING BOARD MEMBER WHITTAKER VOTED YES

The Notice of Determination was thereupon unanimously adopted.

August 7, 1989

**IN THE MATTER OF THE SEQR REVIEW OF THE SITE PLAN OF  
LANCASTER IRON AND METAL CO.**

The joint boards then proceeded with the Environmental Assessment on the site plan of Lancaster Iron and Metal Co. matter with an item for item review and discussion of the project impact and magnitude as outlined on an Full Environmental Assessment Form Part 2 which was provided to each member.

THE FOLLOWING RESOLUTION WAS OFFERED  
BY PLANNING BOARD CHAIRMAN STEMPIAK  
WHO MOVED ITS ADOPTION, SECONDED BY  
COUNCILMAN KWAK, TO WIT:

RESOLVED, that the following Negative Declaration be adopted:

**NOTICE OF DETERMINATION  
SITE PLAN REVIEW LANCASTER IRON AND METAL CO.  
NEGATIVE DECLARATION**

PLEASE TAKE NOTICE, that the Town of Lancaster, acting as the designated lead agency under the State Environmental Quality Review Act, has reviewed the following described proposed action, which was a Type 1 action, through its designated Municipal Review Committee, and that committee having found no significant environmental impact, the lead agency, now issues a Negative Declaration for the purposes of Article 8 of the Environmental Conservation Law.

**NAME AND ADDRESS OF LEAD AGENCY**

Town of Lancaster  
21 Central Avenue  
Lancaster, New York 14086  
Nicholas LoCicero, Deputy Town Attorney  
716-684-3342

**NATURE, EXTENT AND LOCATION OF ACTION:**

The proposed development is of a parcel involving approximately six acres.

The location of the premises being reviewed is on the south side of Walden Avenue, east of Central Avenue.

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The lead agency, the Town of Lancaster, through the review of the Municipal Review Committee, which is made up of at least four (4) members of the Town Board of the Town of Lancaster together with at least three (3) members of the Planning Board of the Town of Lancaster, has found the proposed action impacts to be as follows:

1. The proposed action will not result in a physical change to the project site.
2. The proposed action will not effect any unique or unusual land forms found on the site.
3. The proposed action will not affect any water body designated as protected.
4. The proposed action will not affect any non-protected existing or new body of water.
5. The proposed action will have a small to moderate affect on surface or ground water quality or quantity, namely the possible installation of a 10,000 gallon diesel fuel tank.
6. The proposed action will have a small to moderate affect on drainage flow patters or surface water runoff, namely a detention basin is required and planned.
7. The proposed action will not affect air quality.
8. The proposed action will not affect any threatened or endangered species.
9. The proposed action will not substantially affect non-threatened or endangered species.
10. The proposed action will not affect agricultural land resources.
11. The proposed action will not affct aesthetic resources.
12. The proposed action will not impact any site or structure of historic, pre-historic or paleontological importance.
13. The proposed action will not affect the quantity or quality of existing or future open spaces or recreational opportunities.
14. The proposed action will have a small to moderate effect<sup>on</sup>/existing transportation systems. The owner must include provisions to stack vehicles on site not on Walden Avenue and enforce time limit on idling engines.

15. The proposed action will not affect the community's sources of fuel or energy supply.
16. There will be a small to moderate impact on objectional odors, noise, or vibration as a result of this proposed action. See notation on idling engines. (item No.14)
17. The proposed action will not affect public health and safety.
18. The proposed action will not affect the character of the existing community, 15 - 20 new jobs will be created.
19. There is not, or is there likely to be, public controversy related to potential adverse environmental impacts.

s/s \_\_\_\_\_  
Stanley Jay Keysa, Supervisor  
Town of Lancaster

August 7, 1989

and,

BE IT FURTHER

RESOLVED, that the Supervisor of the Town of Lancaster be and is hereby authorized to execute a "Negative Declaration" Notice of Determination of Non-Significance in this matter, and

BE IT FURTHER

RESOLVED, that the Town Attorney's Office prepare and file a "Negative Declaration" Notice of Determination of Non-Significance in this matter with the petitioner and with all required New York State and Erie County agencies, filing a copy of the letter of transmittal and "Negative Declaration" with the Town Clerk.

The question of the adoption of the foregoing Notice of Determination was duly put to a vote on roll call which resulted as follows:

SUPERVISOR KEYSA	VOTED YES
COUNCILMAN GIZA	VOTED YES
COUNCILMAN CZAPLA	VOTED YES
COUNCILMAN KWAK	VOTED YES
COUNCILMAN MILLER	VOTED YES
PLANNING BOARD CHAIR. STEMPNIAK	VOTED YES
PLANNING BOARD MEMBER FRANJOINE	WAS ABSENT
PLANNING BOARD MEMBER GOBER	VOTED YES
PLANNING BOARD MEMBER O'NEIL	VOTED YES

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PLANNING BOARD MEMBER REID	WAS ABSENT
PLANNING BOARD MEMBER SZYMANSKI	VOTED YES
PLANNING BOARD MEMBER WHITTAKER	VOTED YES

The Notice of Determination was thereupon unanimously adopted.

August 7, 1989

ON THE MOTION DULY MADE, SECONDED AND CARRIED, by voice vote, the joint meeting was adjourned at 8:10 P.M.

Signed

Robert P. Thill

Robert P. Thill, Town Clerk

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MEETINGS TO DATE 24  
NO. OF REGULARS 15  
NO. OF SPECIALS 9

LANCASTER, NEW YORK  
AUGUST 7, 1989

A Regular Meeting of the Town Board of the Town of Lancaster,  
Erie County, New York, was held at the Town Hall at Lancaster, New York on  
the 7th day of August 1989 at 8:00 P.M. and there were

PRESENT: RONALD A. CZAPLA, COUNCILMAN  
ROBERT H. GIZA, COUNCILMAN  
DONALD E. KWAK, COUNCILMAN  
JOHN T. MILLER, COUNCILMAN  
STANLEY JAY KEYS, SUPERVISOR

ABSENT: NONE

ALSO PRESENT: ROBERT P. THILL, TOWN CLERK  
NICHOLAS LO CICERO, DEPUTY TOWN ATTORNEY  
RICHARD SHERWOOD, TOWN ATTORNEY  
THOMAS E. FOWLER, CHIEF OF POLICE  
ROBERT L. LANEY, BUILDING INSPECTOR

**PUBLIC HEARING SCHEDULED FOR 8:00 P.M.:**

At 8:25 p.m., the Town Board held a Public Hearing to hear all  
Interested persons upon the proposed rezone petition of James Zimmer and  
Hugh Allen for property situated on Riemers Avenue. They requested a rezone  
from R1 to R2 for said property.

Affidavits of Publication and Posting of a Notice of a Public Hearing  
were presented and ordered placed on file.

The Town Clerk presented copies of letters which were mailed to the  
Petitioners and the Erie County Division of Planning, notifying them of the  
time and place of this Public Hearing.

The Town Clerk presented a Zoning Coordination Referral from the Erie  
County Division of Planning wherein the Division acknowledged receipt of a  
Notice of this Public Hearing and commented as follows: "No  
Recommendation".

The Town Clerk presented a letter from the Town of Lancaster Planning  
Board to the Town Board recommending approval of the proposed rezone.

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PROPOSERS

Hugh Allan, the petitioner

ADDRESS

4560 Gunville Road, Clarence

OPPOSERS

Alan Zollitsch

ADDRESS

37 Taft Avenue, Lancaster

Mary Ann Drosso

28 Markey Avenue, Lancaster

COMMENTS ONLY

None

ADDRESS

QUESTIONS ONLY

Linda Drzostowski

ADDRESS

42 Markey Avenue, Lancaster

ON MOTION BY COUNCILMAN MILLER, AND SECONDED BY COUNCILMAN GIZA AND CARRIED, by unanimous voice vote, the Public Hearing was closed at 8:45 P.M.

The Supervisor informed those present that the Town Board would reserve decision on this matter.

PUBLIC HEARING SCHEDULED FOR 8:15 P.M.:

At 8:45 P.M., the Town Board held a Public Hearing to hear all interested persons regarding the use of Federal CD Funds in the Town of Lancaster for the year 1989-1990.

Affidavits of Publication and Posting of a Notice of a Public Hearing were presented and ordered placed on file.

SUGGESTED USES

Pre-census survey in preparation for the 1990 Federal Census.

Low/moderate housing rehabilitation grants to local qualifying households.

ON MOTION BY COUNCILMAN MILLER, AND SECONDED BY COUNCILMAN GIZA AND CARRIED, by unanimous voice vote, the Public Hearing was closed at 8:55 P.M.

The Town Board later in the meeting adopted a resolution, hereinafter spread at length in these minutes, authorizing the filing of a 1989-1990 CD Application for the two projects listed above under "Suggested Uses".

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THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN KWAK , WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
MILLER , TO WIT:

RESOLVED, that the minutes from the Regular Meeting of the Town  
Board held on July 17, 1989, and the Joint Meeting of the Town Board and the  
Lancaster Village Board held on July 17, 1989 as presented by the Town  
Clerk, be and hereby are approved.

The question of the adoption of the foregoing resolution was duly  
put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA VOTED YES  
COUNCILMAN GIZA VOTED YES  
COUNCILMAN KWAK VOTED YES  
COUNCILMAN MILLER VOTED YES  
SUPERVISOR KEYSA VOTED YES

The resolution was thereupon unanimously adopted.

August 7, 1989

File: R-MIN (P2)

12X

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN CZAPLA , WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
KWAK , TO WIT:

WHEREAS, the Town Board of the Town of Lancaster deems it in the public interest to make certain amendments to the Town Ordinance entitled "VEHICLE AND TRAFFIC ORDINANCE OF THE TOWN OF LANCASTER, COUNTY OF ERIE, STATE OF NEW YORK", and designated as Chapter 46 of the Code of the Town of Lancaster,

NOW, THEREFORE, BE IT

RESOLVED, that pursuant to Section 130 of the Town Law of the State of New York, a public hearing on a proposed amendment to the Vehicle & Traffic Ordinance, Chapter 46 of the Code of the Town of Lancaster, County of Erie and State of New York will be held at the Town Hall, 21 Central Avenue, Lancaster, New York, at 8:30 o'clock P.M., Local Time, on August 21, 1989, and that Notice of the Time and Place of such hearing be published on or before August 10, 1989, in the Lancaster Bee, the Official Newspaper, being a newspaper of general circulation in said Town, and be posted on the Town Bulletin Board, which Notice shall be in the form attached hereto and made a part hereof.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCILMAN CZAPLA VOTED YES  
COUNCILMAN GIZA VOTED YES  
COUNCILMAN KWAK VOTED YES  
COUNCILMAN MILLER VOTED YES  
SUPERVISOR KEYSA VOTED YES

The resolution was thereupon unanimously adopted.

August 7, 1989

12X1

LEGAL NOTICE  
PUBLIC HEARING  
TOWN OF LANCASTER

LEGAL NOTICE IS HEREBY GIVEN that pursuant to the Town Law of the State of New York, and pursuant to a resolution of the Town Board of the Town of Lancaster, adopted on the 7th day of August, 1989, the said Town Board will hold a Public Hearing on the 21st day of August, 1989, at 8:30 o'clock P.M., Local Time, at the Town Hall, 21 Central Avenue, Lancaster, New York, to hear all persons upon the following amendments to the Vehicle and Traffic Ordinance of the Town of Lancaster, Erie County, New York, designated Chapter 46 of the Code of said Town:

ARTICLE X - Parking, Standing and Stopping.

1. §46-12, Parking prohibited in designated locations, is hereby amended by the deletion of the following:  
    . . . . .  
    (15) Countryside Subdivision  
        . . . . .  
        (k) On the north side of Country Place from a distance of fifteen (15) feet east of a fire hydrant located in front of No. 21 Country Place, continuing west to a point of fifteen (15) feet east of the next fire hydrant, located in front of No. 33 Country Place.
2. §46-13, Standing prohibited in designated locations, is hereby amended by the deletion of the following:  
    . . . . .  
    (15) Countryside Subdivision  
        . . . . .  
        "(k) On the north side of Country Place from a distance of fifteen (15) feet east of a fire hydrant located in front of No. 21 Country Place, continuing west to a point of fifteen (15) feet east of the next fire hydrant, located in front of No. 33 Country Place."

Full opportunity to be heard will be given to any and all citizens and all parties in interest.

TOWN BOARD OF THE  
TOWN OF LANCASTER

BY: ROBERT P. THILL  
Town Clerk

August 7, 1989

32X

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN MILLER , WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
KWAK , TO WIT:

WHEREAS, the Town Board has previously advertised for bids for  
Aluminum Box Culvert for the Lancaster Highway Department for the reconstruc-  
tion of the Steinfeldt Road Bridge, and

WHEREAS, bids were received and opened on July 17, 1989, there being  
only one bid received, that being from SOUTHERN TIER MUNICIPAL SUPPLIES AND  
CONSTRUCTION EQUIPMENT CO., INC., in the amount of \$30,138.00, and

WHEREAS, the bid was referred to the Highway Superintendent for his  
review and recommendation,

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Lancaster hereby awards  
the bid for 42 feet of Aluminum Box Culvert for the Lancaster Highway Depart-  
ment for the reconstruction of the Steinfeldt Road Bridge to SOUTHERN TIER  
MUNICIPAL SUPPLIES AND CONSTRUCTION EQUIPMENT CO., INC., Jones and Gifford  
Avenue, P.O.Box 0892, Jamestown, New York 14702-0892, in the amount of  
\$30,138.00 and authorizes the Highway Superintendent to place an order for  
said materials, and

BE IT FURTHER

RESOLVED, that the following amendment to the 1989 Townwide Highway  
Fund Budget be and hereby is effected:

<u>Acct. No.</u>	<u>Acct. Name</u>	<u>Increase</u>
<u>General Ledger Accts.</u>		
DA599	Appropriated Fund Balance	\$ 30,138.00
DA960	Budget Appropriation	30,138.00
<u>Subsidiary Ledger Accts. - Appropriations</u>		
DA5120.426	Bridges - Repairs & Maintenance	30,138.00

32x1

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCILMAN CZAPLA	VOTED	YES
COUNCILMAN GIZA	VOTED	YES
COUNCILMAN KWAK	VOTED	YES
COUNCILMAN MILLER	VOTED	YES
SUPERVISOR KEYSA	VOTED	YES

The resolution was thereupon unanimously adopted.

August 7, 1989

12X



THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN KWAK, WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
GIZA, TO WIT:

WHEREAS, Robert J. Deutschlander, 5259 Broadway, Lancaster, New York has applied for a Dumping Permit for property situate on a one acre site on the northeast corner of Aurora and William within the Town of Lancaster, pursuant to Chapter 22-8 of the Code of the Town of Lancaster, and

WHEREAS, the application was referred to the Building Inspector and Town Engineer for review and recommendation, and

WHEREAS, the Building Inspector and Town Engineer have completed their review and made a formal, favorable recommendation to the Town Board,

NOW, THEREFORE, BE IT

RESOLVED, that Robert J. Deutschlander, 5259 Broadway, Lancaster, New York, be and is hereby authorized to dump and dispose of materials outside permitted sanitary landfills within the Town of Lancaster on premises owned by the applicant, namely a one acre site on the northeast corner of Aurora and William, said dumping to be in strict conformance with the application of the petitioner as filed in the Office of the Town Clerk, and

BE IT FURTHER

RESOLVED, that this permit is conditioned in accordance with the recommendations of the Town Engineer as follows:

1. That the property owner provide a means of intercepting drainage to prevent runoff and ponding of water on the adjacent property to the east.
2. That all fill material or debris which makes its way into roadside ditches either by dumping or grading be removed.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA VOTED YES  
COUNCILMAN GIZA VOTED YES  
COUNCILMAN KWAK VOTED YES  
COUNCILMAN MILLER VOTED YES  
SUPERVISOR KEYS VOTED YES

The resolution was thereupon unanimously adopted.

August 7, 1989

File: R-PRMT-DP-0 (P1)

32X

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN GIZA , WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
KWAK , TO WIT:

WHEREAS, the Lighting Committee of the Town Board of the Town of Lancaster has requested, and the New York State Electric and Gas Corporation has submitted a proposal, dated August 3, 1989, for improvement of street lighting on Sugar Bush Lane, Running Brook Drive, Fieldstone Lane, and Deepwood Place, all within The Meadows subdivision and within Consolidated Lighting District No. 1 of the Town of Lancaster, and

WHEREAS, the said Lighting Committee, after investigation, review and consideration has recommended the said installations,

NOW, THEREFORE, BE IT

RESOLVED, that the New York State Electric and Gas Corporation be and is hereby authorized to make the following installations:

Sugar Bush Lane (8)  
Running Brook Lane (20)  
Fieldstone Lane (10)  
Deepwood Place (3)

Rate #3

Install 41-3300 lumen HPS post-top lamps @ \$93.23 ea. - \$3,822.43

TOTAL ANNUAL INCREASE - \$3,822.43

All aluminum standards (12 ft. mounting height) and conductors supplied and installed by developer; to be owned and maintained by the Town of Lancaster. NYSDEG to make connections, install maintain fixtures.

and,

BE IT FURTHER

RESOLVED, that this proposal is made contingent upon the terms and conditions covered in New York State Electric and Gas Corp.'s street lighting filed tariff agreements with the Town of Lancaster, District No. 1.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA VOTED YES  
COUNCILMAN GIZA VOTED YES  
COUNCILMAN KWAK VOTED YES  
COUNCILMAN MILLER VOTED YES  
SUPERVISOR KEYSA VOTED YES

The resolution was thereupon unanimously adopted.

August 7, 1989

File: R-LGHTNG (P1)

25 X

32X1

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN CZAPLA , WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
GIZA , TO WIT:

WHEREAS, LANCASTER LIMITED PARTNERSHIP, of which Belmont Shelter Corporation is the general partner, is the owner of Colonial Meadows Housing Development, has requested that the Town of Lancaster approve the admission of an additional limited partner in the partnership, to wit: an affiliate of Boston Capital Partnership, Inc., and

WHEREAS, pursuant to §104 of the Prive Housing Finance Law, admission of an additional limited partner to the Partnership must be approved by the local municipality which is considered the supervising agency, and

WHEREAS, the Town Board has reviewed this request with the Town Attorney,

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Lancaster hereby approves of the admission of the additional limited partner, being an affiliate of Boston Capital Partnership, Inc. to the Lancaster Limited Partnership which owns Colonial Meadows Housing Development.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCILMAN CZAPLA	VOTED	YES
COUNCILMAN GIZA	VOTED	YES
COUNCILMAN KWAK	VOTED	YES
COUNCILMAN MILLER	VOTED	YES
SUPERVISOR KEYSA	VOTED	YES

The resolution was thereupon unanimously adopted.

August 7, 1989

32X1

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN KWAK, WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
CZAPLA, TO WIT:

WHEREAS, Jacobbi Builders, Inc., 6148 Transit Road, Depew, New York, applied for a building permit to erect a single dwelling on premises known as 8 Cidermill Court, within the Town of Lancaster, and

WHEREAS, said application being Building Permit No. 243 was approved by Town Board resolution on June 6, 1989, and

WHEREAS, Mr. Mark Jacobbi, President of Jacobbi Builders, Inc., by letter dated July 21, 1989, has requested a refund of \$605.18, which represents the full amount of his building permit application, due to the fact that no construction is planned for 8 Cidermill Court at the present time,

NOW, THEREFORE, BE IT

RESOLVED, that the Town Clerk be and is hereby authorized to prepare a voucher and refund to Jacobbi Builders, Inc., 6148 Transit Road, Depew, New York 14043, the sum of \$605.18 representing the total fee collected for Building Permit No. 243.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA VOTED YES  
COUNCILMAN GIZA VOTED YES  
COUNCILMAN KWAK VOTED YES  
COUNCILMAN MILLER VOTED YES  
SUPERVISOR KEYSA VOTED YES

The resolution was thereupon unanimously adopted.

August 7, 1989

32X1

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN CZAPLA , WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
GIZA , TO WIT:

WHEREAS, the Twin District Volunteer Fire Company, Inc., by letter  
dated October 14, 1988, has requested the confirmation of two new members duly  
elected to the membership of the Twin District Volunteer Fire Company, Inc.,

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Lancaster hereby  
confirms the additions to the membership of the Twin District Volunteer Fire  
Company, Inc. of the following individuals:

John Mastrangelo  
28 Country Place  
Lancaster, New York 14086

Jeffrey E. Jozwiak  
124 Brunck Road  
Lancaster, New York 14086

The question of the adoption of the foregoing resolution was duly  
put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA VOTED YES  
COUNCILMAN GIZA VOTED YES  
COUNCILMAN KWAK VOTED YES  
COUNCILMAN MILLER VOTED YES  
SUPERVISOR KEYSA VOTED YES

The resolution was thereupon unanimously adopted.

August 17, 1989

FILE: R-FIRE (P3)

15 X

32X

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN GIZA , WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
KWAK , TO WIT;

WHEREAS, a vacancy exists on the Drug Abuse Prevention Council of  
the Town of Lancaster, and

WHEREAS, the Executive Director of the Youth Bureau of the Town of  
Lancaster, by letter dated August 4, 1989 has recommended an individual to  
fill said vacancy,

NOW, THEREFORE, BE IT

RESOLVED, that the following individual be and is hereby appointed  
member of the Town of Lancaster Drug Abuse Prevention Council, for the period  
August 8, 1989 to December 31, 1989:

Connie Bosse  
56 Ivy Way  
Lancaster, New York 14086

The question of the adoption of the foregoing resolution was duly  
put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA VOTED YES  
COUNCILMAN GIZA VOTED YES  
COUNCILMAN KWAK VOTED YES  
COUNCILMAN MILLER VOTED YES  
SUPERVISOR KEYSA VOTED YES

The resolution was thereupon unanimously adopted.

August 7, 1989

File: R-BD-MEMBERS (P3)

32X1

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN KWAK , WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
GIZA , TO WIT:

WHEREAS, Chapter 30, "PERMIT AND APPLICATION FEES" of the Code of  
the Town of Lancaster provides for the schedule of fees which accompany  
Building Permits, and

WHEREAS, the Town Board has reviewed the fee schedule and has  
determined it to be in the public interest to make certain amendments and  
additions to the fee schedule therein, as follows:

- (1) §30-25. Recreation Filing Fee. (B)(1) and (2) shall be  
amended to read as follows:

"§30-25. Recreation filing fee.

B. . . . .

- (1) Single-family dwelling: Two  
Hundred Fifty Dollars (\$250.)  
per lot.
- (2) Multiple dwelling: Two Hundred  
Fifty Dollars (\$250.) for the  
first dwelling, plus Two Hundred  
Dollars (\$200.) for each additional  
dwelling unit."

- (2) A new §30-27 shall be added, which shall read as follows:

"§30-27. Conservation fee.

- A. A Conservation Fee to provide for the  
preservation of sensitive environmental  
areas by purchase and/or management of  
said lands, shall be paid by the  
building permit applicant with each  
building permit application.
- B. The fee schedule proposed for conserva-  
tion is as follows:
  - (1) Single-family dwelling: Fifty  
Dollars (\$50.) per lot.
  - (2) Multiple dwelling: Fifty Dollars  
(\$50.00) for the first dwelling,  
plus Twenty-five Dollars (\$25.)  
for each additional dwelling unit.
  - (3) Commercial and industrial  
buildings: Two Hundred Fifty  
Dollars (\$250.) per acre or any  
part thereof.

- (3) Thereafter, the current Sections numbered 30-27 to 30-30,  
inclusive, shall be renumbered §30-28 to §30-31, inclusive.

12X

NOW, THEREFORE, BE IT

RESOLVED, that pursuant to Section 130 of the Town Law of the State of New York, a Public Hearing on the proposed amendments and additions to the PERMIT AND APPLICATION FEES ORDINANCE, Chapter 30 of the Code of the Town of Lancaster, County of Erie and State of New York, will be held at the Town Hall, 21 Central Avenue, Lancaster, New York, on the 21st day of August, 1989, at 8:15 o'clock P.M., Local Time, and that Notice of the time and place of such hearing be published on or before the 10th day of August, 1989, in the Lancaster Bee, the official newspaper, being a newspaper of general circulation in said Town and be posted on the Town Bulletin Board, which Notice shall be in the form attached hereto and made a part hereof.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCILMAN CZAPLA VOTED YES  
COUNCILMAN GIZA VOTED YES  
COUNCILMAN KWAK VOTED YES  
COUNCILMAN MILLER VOTED YES  
SUPERVISOR KEYSA VOTED YES

The resolution was thereupon unanimously adopted.

August 7, 1989



LEGAL NOTICE  
PUBLIC HEARING  
TOWN OF LANCASTER

LEGAL NOTICE IS HEREBY GIVEN that pursuant to the Town Law of the State of New York and pursuant to a resolution of the Town Board of the Town of Lancaster, adopted on the 7th day of August, 1989, the said Town Board will hold a Public Hearing on the 21st day of August, 1989 at 8:15 o'clock P.M., Local Time, at the Town Hall, 21 Central Avenue, Lancaster, New York, to hear all interested persons upon the proposed amendments and additions to the Permit and Application Fees Ordinance, designated as Chapter 30 of the Code of the Town of Lancaster, as follows:

- (1) §30-25. Recreation filing fee. (B)(1) and (2) shall be amended to read as follows:

"§30-25. Recreation filing fee.

. . . . .

B. . . . .

- (1) Single-family dwelling: Two Hundred Fifty Dollars (\$250.) per lot.
- (2) Multiple dwelling: Two Hundred Fifty Dollars (\$250.) for the first dwelling, plus Two Hundred Dollars (\$200.) for each additional dwelling unit."

- (2) A new §30-27 shall be added, which shall read as follows:

"§30-27 Conservation fee.

- A. A Conservation Fee to provide for the preservation of sensitive environmental areas by purchase and/or management of said lands, shall be paid by the building permit applicant with each building permit application.
- B. The fee schedule proposed for conservation is as follows:
  - (1) Single-family dwelling: Fifty Dollars (\$50.) per lot.
  - (2) Multiple dwelling: Fifty Dollars (\$50.) for the first dwelling, plus Twenty-five Dollars (\$25.) for each additional dwelling unit.
  - (3) Commercial and industrial buildings: Two Hundred Fifty Dollars (\$250.) per acre or any part thereof.

- (3) Thereafter, the current Sections numbered 30-27 to 30-30, inclusive, shall be renumbered §30-28 to §30-31, inclusive.

Full opportunity to be heard will be given to any and all citizens and all parties in interest.

TOWN BOARD OF THE  
TOWN OF LANCASTER

BY: ROBERT P. THILL  
TOWN CLERK

August 7, 1989

12X1

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN CZAPLA, WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
MILLER, TO WIT:

WHEREAS, the Supervisor of the Town of Lancaster has requested permission to attend the Third Annual Supervisors Forum to be held in Ellensville, New York from September 17th through September 20th, 1989, and

WHEREAS, The Supervisor has also requested permission to have two Town Board members attend the New York State Department of Transportation Rail Safety Program in Syracuse, New York on August 28, 1989,

NOW, THEREFORE, BE IT

RESOLVED, that **STANLEY JAY KEYSA**, Supervisor of the Town of Lancaster, be and hereby is authorized to attend the Third Annual Supervisors Forum to be held in Ellensville, New York from September 17th through September 20th, 1989, and

BE IT FURTHER

RESOLVED, that two Town Board members of the Town of Lancaster, be and are hereby authorized to attend the New York State Department of Transportation Rail Safety Program in Syracuse, New York on August 28, 1989, and

BE IT FURTHER

RESOLVED, that expense reimbursement for all ordinary and necessary expenses be authorized, and

BE IT FURTHER

RESOLVED, that said reimbursement will be made only upon submission of proper documentation and substantiation of expenses, including receipts, to the Accounting Department of the Town of Lancaster.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA VOTED YES  
COUNCILMAN GIZA VOTED YES  
COUNCILMAN KWAK VOTED YES  
COUNCILMAN MILLER VOTED YES  
SUPERVISOR KEYSA VOTED YES

The resolution was thereupon unanimously adopted.

August 7, 1989

File: R-SEM-MTGS

32X1

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN KWAK , WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
MILLER , TO WIT:

WHEREAS, the Town Board of the Town of Lancaster has reviewed  
Chapter 11 of the Code of the Town of Lancaster, entitled: "Construction of  
Public Improvements", and has after review determined that it is in the public  
interest to amend Chapter 11 to provide for the addition of drainage easements  
areas within developments, and

WHEREAS, the Town Board, after review of said Chapter 11 of the  
Code, has determined it to be in the public interest to make certain amendments  
and additions therein, as follows:

- (1) §11-6. Security required for public improvements; forfeitures;  
(A) and (B)(1)(b) shall be amended to read as follows:

"§11-6. . . . .

- (A) If public improvements, as defined by  
this Ordinance, are to be installed or  
constructed upon real property to which  
the Town of Lancaster has title or will  
acquire title thereto, or to which an  
easement over will be granted to the Town,  
building permits may be issued only after  
the holder of the public improvement,  
before commencing any work in connection  
therewith, has submitted to the Town Clerk  
of the Town of Lancaster one (1) of the  
following forms of security for approval  
by the Town of Lancaster:

. . . . ."

- "(B) Security.

1. . . . .

- (b) Storm Sewer, including retention  
facilities and drainage areas."

- (2) §11-6.1 Maintenance security for public improvements; (B) and  
(C)(2) shall be amended to read as follows:

§11-6.1 . . . . .

- (B) Applicants for public improvement permits  
for public improvements which are to be  
installed or constructed upon real property  
to which the Town of Lancaster has acquired  
or will acquire title thereto, or to which  
an easement over will be granted to the  
Town, shall provide or cause to be provided

12x1

and submitted to the Town Clerk, prior to acceptance of such public improvement, one (1) of the following forms of security for approval by the Town of Lancaster:

. . . . .

(C) . . . . .

(2) Storm sewer, including retention facilities and drainage areas.

. . . . .

(4) Street lights."

NOW, THEREFORE, BE IT

RESOLVED, that pursuant to Section 130 of the Town Law of the State of New York, a public hearing on proposed amendments to the Construction of Public Improvements Ordinance, Chapter 11 of the Code of the Town of Lancaster, County of Erie and State of New York, will be held on the 21st day of August, 1989, at 8:00 o'clock P.M., Local Time, at the Town Hall, 21 Central Avenue, Lancaster, New York, and that Notice of the Time and Place of such Hearing be published on or before August 10, 1989, in the Lancaster Bee, the Official Newspaper, being a newspaper of general circulation in said Town, and be posted on the Town Bulletin Board, which Notice shall be in the form attached hereto and made a part hereof.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCILMAN CZAPLA VOTED YES

COUNCILMAN GIZA VOTED YES

COUNCILMAN KWAK VOTED YES

COUNCILMAN MILLER VOTED YES

SUPERVISOR KEYSA VOTED YES

The resolution was thereupon unanimously adopted.

August 7, 1989

32X1

LEGAL NOTICE  
PUBLIC HEARING  
TOWN OF LANCASTER

LEGAL NOTICE IS HEREBY GIVEN that pursuant to the Town Law of the State of New York and pursuant to a resolution of the Town Board of the Town of Lancaster, adopted on the 7th day of August, 1989, the said Town Board will hold a Public Hearing on the 21st day of August, 1989, at 8:00 o'clock P.M., Local Time, at the Town Hall, 21 Central Avenue, Lancaster, New York, to hear all interested persons upon the following proposed amendments to the Construction of Public Improvements Ordinance, known as Chapter 11 of the Code of the Town of Lancaster:

- (1) §11-6. Security required for public improvements; forfeitures:  
(A) and (B)(1)(b) shall be amended to read as follows:

§11-6. . . . .

- (A) If public improvements, as defined by this Ordinance, are to be installed or constructed upon real property to which the Town of Lancaster has title or will acquire title thereto, or to which an easement over will be granted to the Town, building permits may be issued only after the holder of the public improvement, before commencing any work in connection therewith, has submitted to the Town Clerk of the Town of Lancaster one (1) of the following forms of security for approval by the Town of Lancaster:

. . . . .

- (B) Security.

(1) . . . . .

- (b) Storm Sewer, including retention facilities and drainage areas."

- (2) §11-6.1. Maintenance security for public improvements; (B) and (C)(2) shall be amended to read as follows:

§11-6.1 . . . . .

- (B) Applicants for public improvement permits for public improvements which are to be installed or constructed upon real property to which the Town of Lancaster has acquired or will acquire title thereto, or to which an easement over will be granted to the Town, shall provide or cause to be provided and submitted to the Town Clerk,

12x1

prior to acceptance of such public improvement, one (1) of the following forms of security for approval by the Town of Lancaster:

. . . . .

(C) . . . . .

(2) Storm sewer, including retention facilities and drainaga areas.

. . . . .

(4) Street lights."

Full opportunity to be heard will be given to any and all citizens and all parties in interest.

TOWN BOARD OF THE  
TOWN OF LANCASTER

BY: ROBERT P. THILL  
Town Clerk

August 7, 1989

32X

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN CZAPLA, WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
GIZA, TO WIT:

WHEREAS, the Town Board, by resolution adopted on July 17, 1989,  
imposed a requirement upon applicants for public improvement permits to name  
the Town of Lancaster and the Town Consulting Engineers on their auto,  
general liability and excess umbrella liability insurance policies as  
additional named insureds in a face amount as to be set by the Town Board,

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Lancaster hereby sets  
the minimum limits of liability coverage on automobile, general liability  
and excess umbrella liability insurance policies, naming the Town of  
Lancaster and the Town Consulting Engineers as additional insureds for the  
purpose of issuance of public improvement permits as follows:

A) General Liability		
General Aggregate		\$2,000,000.00
Property Damage		250,000.00
Personal Injury		1,000,000.00
Each Occurrence		1,000,000.00
Fire Damage		50,000.00
B) Auto Liability		
Any Auto		\$1,000,000.00
C) Excess Liability		
		\$2,000,000.00

The question of the adoption of the foregoing resolution was duly put  
to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA VOTED YES  
COUNCILMAN GIZA VOTED YES  
COUNCILMAN KWAK VOTED YES  
COUNCILMAN MILLER VOTED YES  
SUPERVISOR KEYSA VOTED YES

The resolution was thereupon unanimously adopted

August 7, 1989

File: R\_INS



THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN KWAK , WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
GIZA , TO WIT:

RESOLVED, that the following Audited Claims be and are hereby  
ordered paid from their respective accounts:

Claim No. 8569 to Claim No. 8875 Inclusive.

Total amount hereby authorized to be paid:

**\$1,111,093.61**

The question of the adoption of the foregoing resolution was duly  
put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA VOTED YES

COUNCILMAN GIZA VOTED YES

COUNCILMAN KWAK VOTED YES

COUNCILMAN MILLER VOTED YES

SUPERVISOR KEYSA VOTED YES

The resolution was thereupon unanimously adopted.

August 7, 1989

File: R-CLAIMS

32X1

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN KWAK, WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
GIZA, TO WIT:

RESOLVED, that the following Building Permit Applications be and  
are hereby approved and the issuance of these Building Permits be and are  
hereby authorized:

**CODES:**

(T) = Tree Planting, as tendered to the Town of Lancaster pursuant to  
the provisions of Chapter 30-26 of the Code of the Town of Lancaster.

(SW) = Sidewalks as required by Chapter 12-1B. of the Code of the Town of  
Lancaster are waived.

NO.	CODE	NAME	ADDRESS	STRUCTURE
378		L.P.R.C. Unlimited	334 Harris Hill Rd	ER. OFF. BLDG
379		L.P.R.C. Unlimited	346 Harris Hill Rd	ER. GIFT SHOP
380	(T)(SW)	Contrino Bldrs.	64 Westwood Rd	ER. SIN. DWLG
381	(T)	Contrino Bldrs.	56 Running Brook La	ER. SIN. DWLG
382	(T)	Kidd-Kott Const.	1702 Como Park Blvd	ER. DBL. DWLG
383	(T)	Iona Bldrs.	27 Fieldstone La	ER. SIN. DWLG
384	(T)	Iona Bldrs.	1 Gale Dr	ER. SIN. DWLG
385		Clinton Szalkowski	573 Lake Ave	ER. SHED
386		Daniel Stolber	117 Brunck Rd	EXT. SIN. DWLG, ER. GARAGE
387		Sophia Maliszewski	662 Ransom Rd	ER. SHED
388		Ruth Monheim	36 Stutzman Rd	ER. PORCH
389		Roman Paryz	59 Steinfeldt Rd	ER. SHED
390	(T)	Marrano/Marc Equity	73 Heritage Dr	ER. SIN. DWLG
391		William Karn	5676 Broadway	ER. CARPORT
393		Frank Wrazen	30 Running Brook La	ER. PATIO
395		James Tagarino	569 Ransom Rd	ER. GARAGE
396		Susan Hausladen	128 Seneca Pl	ER. DECK
397	(T)	Marrano/Marc Equity	108 Pheasant Run N	ER. SIN. DWLG
399	(T)	Diamond Craft Homes	6 Cidermill Ct	ER. SIN. DWLG
400	(T)	Fischlone Const.	31 Hidden Tr	ER. SIN. DWLG
401		Victor Rizzi	12 Brunck Rd	ER. POOL
402		Voss Enclosures	30 Rollingwood Dr	ER. PATIO ENCL.
403		Patrick Viscusi	541 Lake Ave	ALT. ROOF
404		Phil Tonsoline	9 Jenny La	ER. SHED

32X1

405	Annette Powell	116 Steinfeldt Rd	ER. POOL
406	Steven Schellhammer	5571 William St	ER. SHED
407 (T)	Donato Developers	210 Warner Rd	ER. SIN. DWLG
408 (T)	Donato Developers	214 Warner Rd	ER. SIN. DWLG
409	Robert Pfeiffer	14 Lucia Ct	ER. SHED
410	Keith Reed	5277 William St	ER. SHED
411 (T)	NDC Homes, Inc.	18 Running Brook La	ER. SIN. DWLG
412	Michael Kuang	4725 Transit Rd	ER. SIGN
413	P. Domino	29 Parkdale Dr	ER. POOL
414 (T)	Thomas Castano	104 Pheasant Run N	ER. SIN. DWLG
415	Buyer's Edge	4845 Transit Rd	ER. SIGN
416	Anthony Rydcynski	668 Ransom Rd	ER. DECK
417	Gloria Sokolowski	5167 Genesee St	ER. POOL
418	Harvey Moody	30 Transit Blvd	DEM. BARN
419	Classic Pizza	5379 Genesee St	ER. SIGN
420 (T)	DeLisle Bldrs.	52 Running Brook Dr	ER. SIN. DWLG
421	Edward Buszka	513 Ransom Rd	REMODEL PORCH
422	Fox Valley Country Club	6161 Genesee St	ER. SIGN
423	Mark Gillings	22 Tanglewood Dr	EXT. SIN. DWL
424	Bob's Custom Remod.	3548 Bowen Rd	EXT. SIN. DWLG
425 (T)	Marrano/Marc Equity	124 Pheasant Run N	ER. SIN. DWLG
426 (T)	Centennial Homes	59 Running Brook Dr	ER. SIN. DWLG
427 (T)	Fischione Const.	1 Arrow Tr	ER. SIN. DWLG
428	Brian Krull	98 Pheasant Run N	ER. FENCE
429 (T)	Woodbridge Corp.	33 Sugarbush Ln	ER. SIN. DWLG
430 (T)	Kidd Kott Const.	1700 Como Park Blvd	ER. DBL. DWLG
431	Donald Christie	29 Gale Dr	ER. SHED
432	Paul Bauchle	42 Gale Dr	ER. POOL
433	Paul Fix, Jr.	8 Old Orchard Comm	ER. FENCE

and,

BE IT FURTHER

RESOLVED, that the following building permits be and are hereby  
tabled for further study:

392 (T)	Timothy Kelly	220 Enchanted Forest	ER. SIN. DWLG
394 (T)	All-Craft, Inc.	7 Cidermill Ct	ER. SIN. DWLG
398 (T)	Diamond Craft Homes	214 Enchanted Forest N	ER. SIN. DWLG

32X1

and,

BE IT FURTHER

RESOLVED, that the Building Permit Applications herein coded (SW) for sidewalk waiver be and are hereby approved with a waiver of the Town Ordinance requirement for sidewalks, and

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA VOTED YES  
COUNCILMAN GIZA VOTED YES  
COUNCILMAN KWAK VOTED YES  
COUNCILMAN MILLER VOTED YES  
SUPERVISOR KEYSA VOTED YES

The resolution was thereupon unanimously adopted.

August 7, 1989

File: R-BLDG

12x1

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN CZAPLA , WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
KWAK , TO WIT:

WHEREAS, MUNICIPAL INSURANCE CONSULTANTS, INC. has submitted a  
proposal to perform insurance consulting services to the Town of Lancaster,  
and

WHEREAS, the Town Board has reviewed the proposal submitted and has  
further given consideration to the need for consultant services in the area  
of municipal insurance, and

WHEREAS, specialized professional consultant services are not subject  
to the bidding requirements of General Municipal Law §103,

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Lancaster hereby  
authorizes the Supervisor of the Town of Lancaster to enter into an Agreement  
with MUNICIPAL INSURANCE CONSULTANTS, INC. for services as set forth in that  
Agreement and on the further terms and conditions relative to minimum and  
maximum contractual amounts for services rendered, said additional conditions  
to be acceptable to the Town Attorney before contract execution by the  
Supervisor.

The question of the adoption of the foregoing resolution was duly  
put to a vote on roll call, which resulted as follows:

COUNCILMAN CZAPLA VOTED YES  
COUNCILMAN GIZA VOTED YES  
COUNCILMAN KWAK VOTED YES  
COUNCILMAN MILLER VOTED YES  
SUPERVISOR KEYSA VOTED YES

The resolution was thereupon unanimously adopted.

August 7, 1989

12x1

Councilman Kwak requested a suspension of the necessary rule  
for immediate consideration of the following resolution -  
SUSPENSION GRANTED.

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN KWAK, WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
MILLER, TO WIT:

WHEREAS, it is in the public interest of the Town of Lancaster to  
complete and file its 1989-90 Community Development Project Description  
Forms for community development funding for the year 1989-90, and

WHEREAS, the Supervisor, by letter dated July 6, 1989, has  
formulated a program for the use of funds expected under the 1989-90  
Community Development Block Grant Program, and

WHEREAS, a public hearing was held by the Town Board of the Town  
of Lancaster on August 7, 1989 to elicit from the public comments relative  
to the use of 1989-90 Community Development Block Grant funds, and

WHEREAS, no comments were received from the public during this  
public hearing,

NOW, THEREFORE, BE IT

RESOLVED, that the Supervisor be and hereby is authorized and  
directed to execute and file the required 1989-90 Community Development  
Project Description Application Forms for the year 1989-90 on behalf of the  
Town of Lancaster, in accordance with a formulated program set forth in the  
letter of the Supervisor to the Town Board dated July 6, 1989.

The question of the adoption of the foregoing resolution was duly  
put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA VOTED YES  
COUNCILMAN GIZA VOTED YES  
COUNCILMAN KWAK VOTED YES  
COUNCILMAN MILLER VOTED YES  
SUPERVISOR KEYSA VOTED YES

The resolution was thereupon unanimously adopted.

August 7, 1989

File: R-C.D.-PROJ

12X1

Councilman Kwak requested a suspension of the necessary rule for immediate consideration of the following resolution -  
SUSPENSION GRANTED.

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN KWAK, WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
CZAPLA, TO WIT:

WHEREAS, a need exists in the Buildings and Maintenance Department of the Town of Lancaster for an additional temporary employee to paint the Clark Street Historical Museum and other Town owned buildings,

NOW, THEREFORE, BE IT

RESOLVED, that Lawrence Blair, 6494 Broadway, Lancaster, New York be and is hereby appointed to the position of laborer in the service of the Buildings and Maintenance Department of the Town of Lancaster on a temporary basis, to serve at the will of the Town Board at an hourly wage of \$7.00 per hour, and

BE IT FURTHER

RESOLVED, that this appointment shall not exceed a five (5) month duration and is subject to the appointee successfully passing a physical examination prior to commencement of employment, and

BE IT FURTHER

RESOLVED, that the Working Crew Chief of the Buildings and Maintenance Department of the Town of Lancaster file with the Supervisor a weekly report of the work assignments and extent of assignment completion of the projects to which the recently hired temporary employees have been assigned.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA VOTED YES  
COUNCILMAN GIZA VOTED YES  
COUNCILMAN KWAK VOTED YES  
COUNCILMAN MILLER VOTED YES  
SUPERVISOR KEYSA VOTED YES

The resolution was thereupon unanimously adopted.

August 7, 1989

File: R-PERS-TEMP (P2)

32x1

STATUS REPORT ON UNFINISHED BUSINESS:

1. Detention Basin - Milton Drive  
On June 6, 1988, The Town Engineer was directed to expedite this project.
2. Dumping Permit - Daniel Baccari  
On July 13, 1989, this matter was referred to the Town Engineer and Building Inspector for review and recommendation.
3. Dumping Permit - Clarence Center General Construction Co.  
On January 27, 1989, this matter was referred to the Town Engineer and Building Inspector for review and recommendation.
4. Dumping Permit - New Creation Fellowship  
On July 12, 1989, this matter was referred to the Town Engineer and Building Inspector for review and recommendation.
5. Public Improvement Permit Authorization - Forestream Village Subdivision, Phase I (DiLapo)

<u>TYPE</u>	<u>ISSUED</u>	<u>ACCEPTED</u>	<u>BONDED</u>
Waterline	Yes	Yes	Yes
Pavement	Yes	Yes	Yes
Storm Sewers	Yes	Yes	Yes
Street Lights	Yes	No	n/a
Sidewalks	Yes	n/a	n/a
Curbs	Yes	Yes	Yes
Floodway	Yes	No	No

6. Public Improvement Permit Authorization - Forestream Village Subdivision, Phase II (DiLapo)

<u>TYPE</u>	<u>ISSUED</u>	<u>ACCEPTED</u>	<u>BONDED</u>
Waterline	Yes	No	No
Pavement	No	No	No
Storm Sewers	Yes	No	No
Street Lights	No	No	n/a
Sidewalks	No	n/a	n/a
Curbs	No	No	No
Floodway	No	No	No
East Culvert	Yes	No	No

7. Public Improvement Permit Authorization - Indian Pine Village (Fischione Const., Inc.)

<u>TYPE</u>	<u>ISSUED</u>	<u>ACCEPTED</u>	<u>BONDED</u>
Waterline	Yes	Yes	Yes
Pavement & Curbs	Yes	Yes	Yes
Storm Sewers	Yes	Yes	Yes
Street Lights	Yes	No	n/a
Sidewalks	Yes	n/a	n/a
Detention Basin	Yes	No	No

8. Public Improvement Permit Authorization - The Meadows (Giallanza)

<u>TYPE</u>	<u>ISSUED</u>	<u>ACCEPTED</u>	<u>BONDED</u>
Waterline	Yes	Yes	Yes
Pavement & Curbs	Yes	Yes	Yes
Storm Sewers	Yes	Yes	Yes
Street Lights	Yes	No	n/a
Sidewalks	Yes	n/a	n/a
Detention Basin	n/a	n/a	n/a

25 X1

32X1



STATUS REPORT ON UNFINISHED BUSINESS (CONT'D.)9. Public Improvement Permit Authorization - Pine Tree Farm, Phase I (Josela - East off Aurora Street)

<u>TYPE</u>	<u>ISSUED</u>	<u>ACCEPTED</u>	<u>BONDED</u>
Waterline (Transmission)	Yes	Yes	Yes
Waterline (Hydrants)	Yes	No	No
Pavement & Curbs	Yes	No	No
Storm Sewers	Yes	No	No
Street Lights	No	No	n/a
Sidewalks	No	n/a	n/a
Detention Basin	Yes	No	No

10. Public Improvement Permit Authorization - Pine Tree Farm, Phase II (Josela - East off Aurora Street)

<u>TYPE</u>	<u>ISSUED</u>	<u>ACCEPTED</u>	<u>BONDED</u>
Waterline	Yes	No	No
Pavement & Curbs	Yes	No	No
Storm Sewers	Yes	No	No
Street Lights	No	No	n/a
Sidewalks	No	n/a	n/a
Detention Basin	No	No	No

11. Public Improvement Permit Authorization - Plumb Estates (Galasso)

<u>TYPE</u>	<u>ISSUED</u>	<u>ACCEPTED</u>	<u>BONDED</u>
Waterline	Yes	Yes	Yes
Pavement & Curbs	Yes	Yes	Yes
Storm Sewers	Yes	Yes	Yes
Street Lights	Yes	No	n/a
Sidewalks	Yes	n/a	n/a
Detention Basin	Yes	No	No

12. Public Improvement Permit Authorization - Plumb Estates South, Phase I (Galasso)

<u>TYPE</u>	<u>ISSUED</u>	<u>ACCEPTED</u>	<u>BONDED</u>
Waterline	Yes	Yes	Yes
Pavement & Curbs	Yes	Yes	Yes
Storm Sewers	Yes	Yes	Yes
Street Lights	Yes	No	n/a
Sidewalks	Yes	n/a	n/a
Detention Basin	n/a	n/a	n/a

13. Public Improvement Permit Authorization - Plumb Estates South, Phase II (Galasso)

<u>TYPE</u>	<u>ISSUED</u>	<u>ACCEPTED</u>	<u>BONDED</u>
Waterline	Yes	Yes	Yes
Pavement & Curbs	Yes	Yes	Yes
Storm Sewers	Yes	Yes	Yes
Street Lights	Yes	No	n/a
Sidewalks	Yes	n/a	n/a
Detention Basin	n/a	n/a	n/a

14. Public Improvement Permit Authorization - Warnerview Estates, Phase I (Donato)

<u>TYPE</u>	<u>ISSUED</u>	<u>ACCEPTED</u>	<u>BONDED</u>
Waterline	Yes	Yes	Yes
Pavement & Curbs	Yes	Yes	Yes
Storm Sewers	Yes	Yes	Yes
Street Lights	Yes	No	n/a
Sidewalks	Yes	n/a	n/a
Detention Basin	Yes	No	No

115 X

32X1

STATUS REPORT ON UNFINISHED BUSINESS CONT'D.:15. Public Improvement Permit Authorization - Warnerview Estates, Phase II  
(Donato)

<u>TYPE</u>	<u>ISSUED</u>	<u>ACCEPTED</u>	<u>BONDED</u>
Waterline	Yes	Yes	Yes
Pavement & Curbs	Yes	Yes	Yes
Storm Sewers	Yes	Yes	Yes
Street Lights	Yes	No	n/a
Sidewalks	Yes	n/a	n/a
Detention Basin	n/a	n/a	n/a

16. Rezone Petition - Jeffrey D. Tucker and Gary D. Marchniak

On July 17, 1989, the Town Board held a Public Hearing on this matter and reserved decision. On July 31, 1989, the Town Attorney by letter advised the Town Board that a C 2 non-conforming use has been documented for this proposed rezone property and therefore a rezone is not necessary. The Town Clerk was directed to remove this item from future Town Board Agendas.

17. Rezone Petition - James W. Zimmer - Hugh Allan

On July 3, 1989, the Town Board set a Public Hearing on this matter for July 17, 1989. On July 17, 1989, due to a publication error, the Town Board set a new hearing on this matter for August 7, 1989. On August 7, 1989 the Town Board held a Public Hearing on this matter and reserved decision.

18. Rezone Petition - Harold Zoerb

On March 28, 1989, the Town Clerk referred this matter to the Planning Board, Planning Consultant, Building Inspector and Town Board for review and recommendation. On August 7, 1989, the Town Clerk was directed to remove this item from future Town Board Agendas.

19. State Contract Grant - 40 Clark Street Museum.  
Application for grant has been filed.20. Subdivision Approval - The Crossings (Off Erie St.)

On June 6, 1989, this matter was referred to the Planning Board, Town Engineer, Building Inspector, Planning Consultant, Highway Superintendent, Police Chief and Town Line Chief for review and recommendation.

21. Subdivision Approval - Deer Cross (off William St.)

On June 21, 1989, the Planning Board approved this subdivision subject to approval of the Town Engineer and Police Chief. On August 7, 1989, the Town Board adopted a negative SEQR Determination on this matter.

22. Subdivision Approval - Lake Forest (Off Lake Ave.)

On June 21, 1989, the Planning Board approved this subdivision subject to four (4) conditions. On August 7, 1989, the Town Board adopted a negative SEQR Determination on this matter.

23. Subdivision Approval - Meadowland Subdivision (Bosse - Off Redlein Dr.)

Review of this subdivision is on hold until surface water drainage problems are resolved by the developer.

24. Subdivision Approval - Southpoint Subdivision (Josela - Off Aurora St.)

On May 3, 1989, this matter was referred to the Planning Board, Chief Fowler, Highway Superintendent, Town Engineer, and Town Planning Consultant for review and report. On June 19, 1989, the Town Board, Planning Board in joint session adopted a negative determination on this project.

25X1

32X1

STATUS REPORT ON UNFINISHED BUSINESS CONT'D.:

25. Subdivision Approval - Willowridge Subdivision (Gensis - Off Aurora St.)  
On April 10, 1989, this matter was referred to the Planning Board, Chief Fowler, Highway Superintendent, Town Engineer, and Town Planning Consultant for review and report. On August 7, 1989 the Town Board adopted a negative SEQR determination on this matter.
26. Subdivision Approval - Woodgate Subdivision (Josela - Off Aurora St.)  
On August 2, 1989, this matter was referred to the Planning Board and Chief Fowler for review and report.
27. Traffic Survey - Genesee Street East of Harris Hill Road  
On May 2, 1989, the Town Clerk requested the N.Y.S.D.O.T. to perform a traffic study in this area. On July 14, 1989, the N.Y.S.D.O.T. notified the Town Board that the present 40 mph speed zone in this area is appropriate. The Town Clerk was directed to remove this item from further Town Board Agendas.
28. Traffic Survey - Speed Limit - William-Kidder Road  
On July 3, 1989, a petition from the residents of William-Kidder Road was presented to the Town Board and referred to the Chief of Police for review and recommendation. On July 24, 1989, the Chief of Police recommended no change in the current 55 mph speed limit on William-Kidder Road.
29. Traffic Survey-Speed Limit-Simme Road  
On July 18, 1989, a petition from the residents of Simme Road was presented to the Town Board and referred to the Chief of Police for review and recommendation.

PERSONS ADDRESSING THE TOWN BOARD:

Peggy Hooper, 84 Country Place, spoke to the Town Board about a drainage problem on her property.

Frank Cullinan, 161 Maple Drive, spoke to the Town Board about two proposed motels that are scheduled to be constructed on the north side of Freeman Road.

25 X

32X1

**COMMUNICATIONS**

Page 572  
**DISPOSITION**

808. Police Chief to Public Safety Comm. Chair. - Request to purchase more computer equipment.	CAPITAL IMPROVEMENT COMMITTEE
809. Police Chief to Public Safety Comm. Chair. - Comments re: Country Pl. parking restrictions.	R & F
810. NYSDOT to Town Clerk - Notice that reduction of speed limit from Harris Hill to 5500 Genesee St. is inappro- prate.	TOWN CLERK FOR LETTER
811. Assessor to Town Board - Request six year re-appointment to position.	R & F
812. Lovell to Assoc. of Governments Safety Group Report of 7/1/88-89 policy year.	R & F
813. Supervisor to Town Board - Notification of various Investments during April, May, and June 1989.	R & F
814. Lancaster Village Mayor to Supervisor - Comments re: garbage collection problem on Aurora St.	R & F
815. Lancaster/Depew Leagues, Inc. to Town Board - Request meeting re: development of additional youth ball diamonds at Walden Pond Park.	RECREATION COMMITTEE RECREATION COMMISSION
816. ECDEP to Supervisor - Transmittal of the <u>Erie County Parks Recovery Action Plan executive Summary.</u>	R & F
817. Supervisor to Police Clerk and Police Dispatchers Reply to letter re: salary increases.	BUDGET COMMITTEE
818. Highway Sup. to Town Board - Recommend aluminum box culvert bid award to Southern Tier Municipal Supplies and Construction Equipment Co., Inc.	R & F
819. Besrol Construction Co. to NYSDOT - Notice of dismay re: results of Genesee St. speed limit study from Harris Hill to 5500 Genesee St.	R & F
820. County Div. of Highways to Supervisor - Request assistance in location of waterline re: Pavement Rd. Bridge project.	R & F
821. Lovell <u>SAFETY NEWS</u> - Article entitled "Proposed Confined Space Standard".	R & F
822. Town Attorney to Pres., Chestnut Oak Devel. - Notice of zoning violations re: Ridge Crest Condominium Map Cover - Phase II.	R & F
823. Town Attorney to Dowell/Schlumberger, Inc. - Request payment of bill re: acid spill on Walden Ave. on 7/6/89.	R & F
824. Real Property Assoc. to Town Clerk - Comments re: Tucker/Machniak rezone petition for 21 Pavement Rd.	R & F
825. Town Clerk to Zoning Board Members, Building Inspector and Dep. Town Attorney - Transmittal of Luderman and Charter Motor Inn variance petitions for 8/10/89 hearing.	R & F

25x1

32x1

COMMUNICATIONS CONT'D.:DISPOSITION

826. Town Attorney to McIntosh & McIntosh - Advisement re: amended Forestream	R & F
827. Town Attorney to Ronald Farchmin - Advisement re: refuse collection services bill.	R & F
828. Receiver of Taxes to Town Board - Final report of 1989 County/Town tax collection.	R & F
829. Town Clerk to Town Engineer and Building Inspector - Transmittal of Robert J. Deutschlander dumping permit application.	R & F
830. Supervisor to Town Clerk - Transmittal of data and report of accountants for the year ended 12/31/88.	R & F
831. Police Chief to Public Safety Comm. Chair. - Result of traffic study on William-Kidder Rd.	PUBLIC SAFETY COMMITTEE
832. Marrano/Marc Equity Corp. to Building Inspector - Request issuance of building permits prior to final completion and dedication of site improvements re: Pine Tree Farm Subdivision.	BUILDING INSPECTOR
833. Jacobbi Builders to Town Board - Request refund of Building Permit No. 243 issued 5/23/89.	R & F
834. Town Clerk to Planning Board Chair. - Transmittal of revised Plat Plan for Lake Forest Subdivision.	TOWN ATTORNEY FOR RESOLUTION
835. County Highway Dept. to Supervisor - Notice of closing of Town Line Rd. from 8/1- 8/4/89.	R & F
836. Community Blue to Members - List of contract changes effective 1/1/90.	R & F
837. Community Blue to Supervisor - List of contract changes effective 1/1/90.	R & F
838. NYSDEC to Pratt & Huth Assoc. - Notice that review of Lake Street Subdivision identified no environmental concerns.	SEQR FILE
839. Supervisor to NYS Dept. of Public Service - Request status of application of N.Y. Telephone locality mileage charges.	R & F
840. NYSDEC to Supervisor - Concurrment of Town acting as SEQR Lead Agency re: Zimmer/Allan rezoning petition - Riemers St.	SEQR FILE
841. Assoc. of Erie County Gover. to Supervisor - Request support by resolution of lane mile rate increase paid by County for snow plowing.	TOWN CLERK FOR RESOLUTION
842. NYSDEC to ECDEP - Engineering contract amendments re: Sewer Rehab Project C-36-390-03.	R & F
843. Pepsi-Cola Buffalo Bottling Cdr. to Town Board - Invitation to attend a "Drug Free Western N.Y. Benefit Concert on 8/21/89 at LaSalle Park.	R & F

25 X1

32 X1

**COMMUNICATIONS CONT'D.:****DISPOSITION**

844. Police Chief to Supervisor - Concurrent re: posting of "Park Entrance" signs at Meadow Lea Park.	TOWN ATTORNEY FOR RESOLUTION
845. Supervisor to County Div. of Highways - Notice of desire to participate in NYS Aid to Local Bridges Program.	R & F
846. <u>RECYCLING TIMES</u> - Various articles.	R & F
847. Att. David Chiarolanza (for Carmen Marrano) to Attorneys for Richard Shaw, 20 Oakwood Com. - Advisement re: resolution of drainage problems.	R & F
848. Highway Supt. to Town Board - Request payment of new Gradall Excavator.	R & F
849. Town Attorney to Town Board - Advisement re: Machniak/Tucker Rezone Petition.	TOWN ATTORNEY FOR LETTER
850. Town Attorney to Town Board - Comments re: transfer of Jones Intercable franchise.	TOWN ATTORNEY
851. Josela Enter. to Town Board - Application for approval of Countryside North Subdivision.	PLANNING BOARD
852. Building Inspector to Town Board - Review of Deutschlander Dumping Permit Application.	R & F
853. Building Inspector to Daniel Baccari - Request additional information re: dumping permit.	R & F
854. Town Clerk to Town Board - Notice of expiration of enforcement of Village Dog Ordinance contract 10/89.	TOWN ATTORNEY
855. Assessor to Town Board - Revaluation update.	R & F
856. Twin District V.F.C. to Town Clerk - Recommendation of two members to roster.	R & F
857. Lovell <u>Safety News</u> - Duplicate of Agenda Item No. 821.	R & F
858. Working Crew Chief to Town Board - Comments and suggestion re: Joe Syracuse's review of Highway Garage problems.	TOWN ATTORNEY FOR LETTER
859. Erie & Niagara Counties R.P.B to Supervisor - Notice of new service called LOGIN and meeting re: same to be held 8/23/89 in Amherst.	R & F
860. Erie & Niagara Counties R.P.B to Supervisor - Introduction letter to Census Assistance Program Staff and Local Review Liaison responsibilities.	R & F
861. Clarence Town Clerk to County Executive - Resolution adopted 7/26/89 re: snow removal rate increase.	R & F
862. Town Engineers to ECDEP - Embodiment of summary report re: Performance Certifications for work done under Contract LT2, Sewer Rehab Project 03.	R & F

25 X1

32 X1

**COMMUNICATIONS CONT'D.:****DISPOSITION**

863. Wendel Design to Lancaster School District - Minutes from meeting held 7/24/89 re: Phase 1, Lancaster School District reconstruction and alterations.	R & F
864. Planning Board to Town Board - Minutes from meeting held 8/2/89.	R & F
865. Planning Board to Town Board - Recommend approval of Fairfield Inn site plan.	TOWN ATTORNEY FOR SEQR
866. Planning Board to Town Board - Recommend final approval of Pleasantview Estates Subdivision.	TOWN ATTORNEY FOR SEQR
867. Town Engineers to Supervisor - Recommend conditional approval of Deutschlander dumping permit application.	R & F
868. Town Attorney to Josela Enter. - Advise re: remedial action on Countryside Subdivision drainage problems.	R & F
869. Police Chief to Planning Board Chair. - Advise re: street names within Countryside North Subdivision.	R & F
870. Police Chief to Planning Board Chair. - Comments and concerns re: Fairfield Inn and Budget.	SEQR FILE
871. The Giallanza Corp. to Town Board - Request permission to strip and pile topsoil within South Point Subdivision.	ENGINEER FOR REVIEW PLANNING BOARD REVIEW
872. Article - "Speedy Leaf Composting in a New Jersey Community".	R & F
873. Town Attorney to Iona Builders - Advise re: remedial action on Countryside Subdivision drainage problems.	R & F
874. NYSEG to Town Board - Street lighting proposal for Sugarbush La., Running Brook La., Fieldstone La., and Deepwood Pl.	R & F
875. NDC Homes to Town Board - Request refund of Building Permit No. 69 application fee.	TOWN CLERK FOR RESOLUTION 8/21/89
876. Youth Bureau to Town Board - Recommend appointment of Connie Bosse to vacant position on Drug Abuse Prevention Council.	R & F

Supervisor Keysa requested a suspension of the necessary rule for  
immediate consideration of the following communications - SUSPENSION GRANTED.

877. Police Chief to Town Attorney & Building Inspt.- Re: Complaint #C41-096757, Case History #8651, Building Code Violation, New Creation Church, Genesee St., Bowmansville.	R & F
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**COMMUNICATIONS CONT'D.:**

**DISPOSITION**

878. Town Clerk to Town Board - Monthly Report for July 1989.	R & F
879. McIntosh & McIntosh to Town Clerk - Re: Forestream Subdivision.	TOWN ATTORNEY, ENGINEER SUPERVISOR
880. Krehbiel Associates to Town Board - Re: Pleasantview Subdivision.	SEQR FILE
881. Town Judges to Town Board - Request consideration for computer system for Justice Department.	CAPITAL COMMITTEE
882. County Executive to Supervisor - Notice of ceremony on 8/8/89 regarding Genesee Valley being new operator of railroad line #1242.	R & F
883. Building Foreman to Supervisor - Re: Additional Temporary Employee.	R & F
884. Krehbiel Associates to Supervisor - Re: Dumping Permit for R. Deutschlander.	R & F

ON MOTION OF COUNCILMAN CZAPLA, AND SECONDED BY THE ENTIRE TOWN BOARD  
AND CARRIED, the meeting was adjourned at 12:10 P.M. out of respect to:

EDGAN MAGEE  
JULIAN MOMOT  
GUENTHER THAESLER

Signed Robert P. Thill  
Robert P. Thill, Town Clerk

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